



STATE OF NORTH DAKOTA  
**OFFICE OF STATE TAX COMMISSIONER**  
Cory Fong, Commissioner

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### Noncompliant NPM Brands

North Dakota is a participant in the Master Settle Agreement, an agreement between most states and the tobacco manufacturers whom are signatories, requiring payments to be made to a general fund based on sales, that is distributed to the states. We have also passed legislation which requires non participating manufacturers to make escrow payments annually, by April 15th each year, into an account they establish, based on cigarettes sold into North Dakota the previous calendar year. There is no requirement to certify or register brands before they can be sold to wholesalers for North Dakota sale. Currently, any brand of cigarettes manufactured by a tobacco products manufacturer that is in compliance with North Dakota Century Code (N.D.C.C.) § 51-25-02(2) may be legally sold.

**PLEASE TAKE NOTICE** that the North Dakota Office of Attorney General and the North Dakota Tax Commissioner have made the determination that the following tobacco product manufacturers are not in compliance with N.D.C.C. § 51-25-02(2):

**Manufacturer**

American Virginia  
Changsha Cigarette Factory  
CigTec Tobacco, LLC  
GTC Industries

Mighty Corporation  
Prime Mover  
PT Bentoel

Sable Wagshire & Co.  
Tabacalera Honnington, S.A.  
Tabacalera Nazionale, S.A.  
Tobacco Resources Sdn Bhd

**Brands**

Bridgeport  
NISE  
CT, CT Classic ICE  
A-One, Chancellor, Diamond, Diamonds, Double  
Diamond, Esquire, Flair, Miss Diamond, Panama,  
Pavilion  
Sixty-1  
Desert Sun, Melbourne  
Bentoel, Bima, California Gold, Krakatoa, Kuta Kretek,  
Jakarta, Country, Interbiru, Stamild, Terong, Prinsip,  
Premium, Premium One  
Shivsagar, Irie  
Parker  
Infinity  
Sahara

**PLEASE TAKE FURTHER NOTICE** that N.D.C.C. § 57-36-05.2 provides:

A dealer, distributor, or other person may not knowingly sell or distribute in this state any tobacco product manufactured by a tobacco product manufacturer not in compliance with subsection 2 of section 51-25-02.

**PLEASE TAKE FURTHER NOTICE** that knowingly selling or distributing tobacco products manufactured by a tobacco product manufacturer not in compliance with N.D.C.C. § 51-25-02(2) is a violation of N.D.C.C. ch. 57-36 and may subject the dealer or distributor to the penalties in N.D.C.C. §§ 57-36-04 and 57-36-33.

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January 2006